

IN THE COURT OF PROTECTION

CASE NO: 12558423

IN THE MATTER OF MENTAL CAPACITY ACT 2005
AND IN THE MATTER OF MR MANUEL MARTINS

BETWEEN:

Devon County Council

Applicant

-and-

(1) Manuel Martins (by his litigation friend, the Official Solicitor)
(2) Teresa Kirk

Respondents

Consent Order

UPON the parties having agreed the terms of this Order.

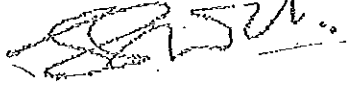
AND UPON the death of Manuel Martins on 1 February 2017.

AND UPON the court considering the application notice dated 23 January 2017

BY CONSENT IT IS ORDERED that:-

1. The hearing listed to be heard on 13 February 2017 shall be vacated.
2. The judgment of Mr Justice Baker dated 10 June 2016 shall be made public
3. All the reporting restrictions, including those as set out in the Order made by Mr Justice Baker dated 17 May 2016 shall be lifted.
4. Any further applications relating to the costs of these proceedings between the Applicant and the Second Respondent to date shall be made on form COP9 by no later than 13 March 2017 whereupon the court will give written directions in relation to the progress and determination of any such application.
5. There be no Order as to costs in relation to the application dated 23 January 2017
6. Permission is granted to disclose a copy of this order to the Executors of MM's estate for the purposes of authorising payment of the First Respondent's costs from the estate.
7. There shall be no order as to costs in relation to the First Respondent, whose costs shall be subject to detailed assessment if not agreed and shall be payable by the executors of the First Respondent's estate.
8. There shall be a detailed assessment of the Second Respondent's publicly funded costs.

Dated this 9 day of February 2017



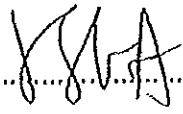
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Applicant



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Ref: HB/K00103-0002

Solicitors for the Second Respondent